

MAR 16 2007

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DATE: March 16, 2007

TO: Examiner Brendan O. Baggot
TC Art Unit: 1638

Fax No.: (571) 273 8300

FROM: Charles L. Gagnebin III

No. of pages transmitted
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Our File: MBP-033XX

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Sent by: Mary Ellen

Application No. 10/566,201
Filed Date: January 27, 2006
Confirmation No.: 8282

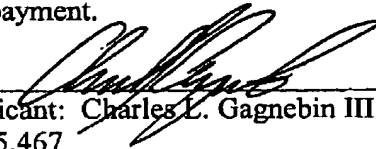
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MESSAGE

PLEASE DELIVER DIRECTLY TO:
EXAMINER BRENDAN O. BAGGOT, Tel. (571) 272-5265
TC ART UNIT NO: 1638

FOR ENTRY

Enclosed for filing please find a: RESPONSE TO RESTRICTION
REQUIREMENT and TRANSMITTAL LETTER

The Commissioner is hereby authorized to Charge Deposit Account No. 23-0804 for any additional
filing fees associated with this communication or credit any overpayment.


Attorney for Applicant: Charles L. Gagnebin III
Registration No. 25,467

349458.1

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MAR 16 2007

Application No.: 10/566,201
Filed: January 27, 2006
TC Art Unit: 1638
Confirmation No.: 8282

Rev 9/06

WEINGARTEN, SCHURGIN, GAGNEBIN & LEBOVICI LLP

Ten Post Office Square
Boston, Massachusetts 02109
Telephone: (617) 542-2290
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Via Facsimile

COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria, VA 22313-1450

Date: March 16, 2007

Attorney

Docket No.: MBP-033XX

Sir:

In re application of: Artur Pfitzner, et al.

Entitled: INDUCIBLE PROMOTERS FOR THE EXPRESSION OF PROTEINS IN PLANTS AND METHOD FOR
DETECTING THEM

Transmitted herewith is a Response to Restriction Requirement in the above-identified application. The following checked items are applicable:

- ☐ This is a Request for Continued Examination under §1.114; authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of same (\$) per §1.17(e).
☐ Enter the unentered amendment previously filed on per §1.116.

☒ Small Entity Status is asserted.

- ☐ A Petition for Extension of Time for month is hereby made under §1.136(a); authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of same (\$) per §1.17.

☒ In the event a Petition for Extension of Time is required by this paper and not otherwise provided, such Petition is hereby made and authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of such extension.

☐ Other:

CLAIMS AFTER AMENDMENT:	MINUS PRIOR PAID CLAIMS:	EQUALS PRESENT EXTRA CLAIMS:	RATE:	ADDITIONAL FEE:
Independent	2 - 3	= 0	x \$200.00 =	0
Total	32 - 32	= 0	x \$ 50.00 =	0
<input type="checkbox"/> Multiple Dependent Claims (1st presentation)			+ \$360.00 =	0
SUBTOTAL ADDITIONAL FEE				0
Small Entity filing, divide by 2. Small Entity status must be asserted.				0
TOTAL ADDITIONAL FEE				0

- ☒ No additional fee. ☐ The fee has been calculated above; authorization is provided herewith to charge Deposit Account No. 23-0804 (\$) for the cost of same.

☒ The Commissioner is hereby authorized to charge payment of any additional filing fees under §1.16 associated with this communication or credit any overpayment to Deposit Account No. 23-0804.

I hereby certify that this correspondence is being sent via facsimile to Examiner Brendan O. Baggot, TC Art Unit 1638, Fax No. (571) 273 8300, on 3-16-07.

Attorney of Record: Charles L. Gagnebin III
Registration No.: 25,467

CLG:mes/349457.1

MAR 16 2007

PATENT


Rev 02/07

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application : Artur Pfitzner, et al.
Application No. : 10/566,201
Filed : January 27, 2006
Confirmation No. : 8282
For : INDUCIBLE PROMOTERS FOR THE EXPRESSION OF
PROTEINS IN PLANTS AND METHOD FOR DETECTING
THEM
Examiner : Brendan O. Baggot
Attorney's Docket : MBP-033XX

TC Art Unit: 1638

I hereby certify that this correspondence is being sent via
facsimile to Examiner Brendan O. Baggot, TC Art Unit 1638, Fax No.
(571) 273 8300, on 3-16-7.

By: 
Charles L. Gagnebin III
Registration No. 25,467
Attorney for Applicant(s)

RESPONSE TO RESTRICTION REQUIREMENT

Via Facsimile
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated February 16, 2007,
Applicants elect for present prosecution the claims of Group I,
Claims 1-14, 20-28, with SEQ ID NO: 2, with traverse because
examination of all of the claims is not seen as imposing an undue
burden on the Examiner.

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